DEC 0 4 2006

### FROMMER LAWRENCE & HAUG LLP

745 Fifth Avenue New York, New York 10151 Telephone: (212) 588-0800 Facsimile: (212) 588-0500 E-mail: Firm@flhlaw.com

#### FACSIMILE COVER LETTER

To:

Group Art Unit 1616

Firm:

U.S. Patent and Trademark Office

Facsimile:

571-273-8300

From:

Deborah L. Lu, Registration No. 50,940

Date:

December 4, 2006

Re:

Application No. 10/618,975

Number of Pages:

9

(including cover page)

If you do not receive all pages or are unable to read the transmission, please call and ask for Deborah Lu.

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Enclosed is a RESPONSE TO RESTRICTION REQUIREMENT for filing in connection with U.S. Application No. 10/618,975.

Sincerely,

Deborah L. Lu

Registration No. 50,940

worsh Lolen

CONFIDENTIALITY NOTICE

The documents accompanying this transmission contain confidential information intended for a specific individual and purpose. The information is private, and is legally protected by law. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, or the taking of any action in reliance on the contents of this facsimile is strictly prohibited.

00414764.EXX

# RECEIVED CENTRAL FAX CENTER

DEC 0 4 2006

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Applicant** 

Soll, et al.

U.S. Serial No.

10/618,975

Filed

July 14, 2003

For

Nodulisporic Acid Derivative Spot-On Formulations for

**Combating Parasites** 

Examiner

Pryor, Alton Nathaniel

Art Unit

1616

Confirmation No.

8586

#### **FACSIMILE**

I heretry certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Deborah L. Lu, Reg. No. 50,940
Type or print name of person signing certification

Signature

December 4, 2006

Date of Signature

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

## RESPONSE TO SUPPLEMENTAL ELECTION/RESTRICTION REQUIREMENT

Sir:

In response to the Office Action mailed November 3, 2006 setting a one-month period for reply and containing a supplemental election/restriction requirement, Applicants elect, with traverse, the following structure of t-butyl nodulisporamide

Application Serial No. 10/618,975

MER 03-009

wherein R<sup>X</sup> is C(CH<sub>3</sub>)<sub>3.</sub>